

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6732

BILL NUMBER: HB 1290

NOTE PREPARED: Jan 28, 2014

BILL AMENDED: Jan 28, 2014

SUBJECT: Health of student athletes.

FIRST AUTHOR: Rep. Bacon

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: (Amended) This bill has the following provisions:

Athletic Trainers: The bill adds athletic trainers to the definition of "health care provider" for purposes of laws concerning hospitals and public health measures. It requires an applicant for an athletic trainer license to submit to a national criminal history background check. It provides that the athletic trainers board may conduct a random audit and require an individual seeking a renewal of an athletic trainer license to submit to a national criminal history background check.

Guidelines: The bill requires the Department of Education to disseminate guidelines, information sheets, and forms to school corporations, charter schools, public schools, and accredited nonpublic schools to inform and educate coaches, student athletes, and parents and legal guardians of student athletes of the nature and risk of sudden cardiac arrest.

The bill requires the Commission on Higher Education to disseminate guidelines, information sheets, and forms to a postsecondary educational institution's athletic department to inform and educate coaches and student athletes of the nature and risk of sudden cardiac arrest.

Student Athlete: The bill requires that a form acknowledging receipt of the information sheet must be returned to the student athlete's coach each year before beginning practice for an athletic activity. It requires that a student athlete who is suspected of experiencing a symptom of sudden cardiac arrest must be removed from the athletic activity at the time the symptom is identified. It provides that the student athlete may not return to practice and play until the student athlete's parent or legal guardian has been informed and the parent or legal guardian has provided permission for the student to return to practice and play.

It requires that a form acknowledging receipt of the information must be returned to the student athlete's coach each year before beginning practice for an athletic activity. It requires that a student athlete who is suspected of experiencing a symptom of sudden cardiac arrest must be removed from the athletic activity at the time the symptom is identified. It provides that the student athlete may not return to practice and play until the student athlete has received permission to return to practice and play from the team's or postsecondary educational institution's athletic trainer or physician.

Cardiopulmonary Resuscitation Training: The bill requires that each school corporation and accredited nonpublic school shall include in the school corporation's or accredited nonpublic school's high school health education curriculum instruction in cardiopulmonary resuscitation and use of an automated external defibrillator for its students. It provides that a school administrator may waive the requirement that a student receive instruction if the student has a disability or is physically unable to perform the psychomotor skill component of the instruction. It provides that a student shall receive the instruction at least once before graduation.

Effective Date: July 1, 2014.

Explanation of State Expenditures: *Summary:*

a. Guidelines: The DOE and the CHE would have to expend resources gathering the required information on sudden cardiac arrest. The cost of disseminating the information sheets and forms is expected to be minimal especially if the agencies disseminate the information via an electronic format. By combining their efforts, both agencies could avoid duplication.

b. Student Athlete - State Educational Institutions: State educational institutions would incur the annual cost of printing the information sheets and required forms to be signed.

c. Athletic Trainers - Professional Licensing Agency: There is no cost to the Professional Licensing Agency of requiring an applicant for an initial or renewal athletic trainer's license to obtain a national criminal history check. The new requirement can be posted on its website.

Additional Information - Guidelines: Under this proposal, the Department and the CHE may consult with an association, medical professionals and others with expertise in diagnosing and treating sudden cardiac arrest. It may also request the assistance of an association in disseminating the guidelines, information sheets and forms required.

Current law directs the DOE to disseminate similar information on the nature and risk of concussions and head injuries to school corporations. The Indiana High School Athletic Association (IHSAA) has developed a set of guidelines for management of concussions. These guidelines include the forms to be filled out by students, parents, and health care professionals, and fact sheets on concussions for parents and students. School corporations can download these forms from the IHSAA website.

The DOE and the CHE could develop a similar set of guidelines for sudden cardiac arrest symptoms.

The American Heart Association reports that approximately 380,000 out-of-hospital sudden cardiac arrests occur annually.

Explanation of State Revenues: *Athletic Trainers - State Police:* The Indiana State Police should see an increase in the number of requests for background checks. However, this would be offset by an increase in the fees collected. The State Police would be able to process the increase within existing resources. The cost for a background check is approximately \$53 of which \$15 is deposited into the state General Fund.

As of June 2013, there were approximately 1,167 licensed athletic trainers, with approximately 90 new licensees a year. Licenses are renewed every two years.

Explanation of Local Expenditures: Summary:

(Revised) *Student Athlete - Schools:* School corporations, accredited non-public schools and charter schools would incur the annual cost of printing the required information sheets and forms to be signed and returned to the school.

(Revised) *Cardiopulmonary Resuscitation Training:* The fiscal impact would depend on local action. Under this bill, school corporations and accredited nonpublic schools would incur the additional cost of training, and the cost of automated external defibrillators if none are currently available. Training would have to be provided for a total of approximately 330,000 students statewide in Grades 9 to 12. Schools should be able to incorporate the course chosen into the health curriculum with minimal impact.

In general, the cost for the training depends on its content. Estimates of costs range from \$25 for a non-certification course to \$110 for a course which includes certification. The time for the training is between two and eight hours. The American Red Cross has a program that would waive the cost to students.

Under the bill, students must receive the instruction at least once before graduation. It provides that a school administrator may waive the requirement that a student receive instruction if the student has a disability or is physically unable to perform the psychomotor skill component of the instruction.

(Revised) *Additional Information - Cardiopulmonary Resuscitation Training:* The American Heart Association offers a two-hour non-certification course that costs approximately \$25. A three-hour certification course is available for \$55.

The American Red Cross offers several courses that cost between approximately \$70 and \$110. The classes may last from two to eight hours. Some courses can be taken online for ease and convenience. Courses that require physical skills practice are offered in a “blended learning” format in which basic information is taught online, and the skill portion is practiced in a classroom setting.

The Red Cross also offers a course free to schools. The agency will train one or more adults at the school as “instructors” who will then teach students under an “authorized provider” agreement between the school and the Red Cross. The school will adopt Red Cross training exclusively for health and safety training needs. This offer waives student learner fees, but not any of the adult or instructor training fees.

Explanation of Local Revenues:

State Agencies Affected: Dept of Education; Professional Licensing Agency; State Police Department; State Educational Institutions; Commission for Higher Education.

Local Agencies Affected: School Corporation (Public and Accredited Non-Public); Charter Schools

Information Sources: American Heart Association website: www.heart.org; American Red Cross website: www.redcross.org/take-a-class/school-programs;

Fiscal Analyst: David Lusan, 317-232-9592.